

IN THE
Court of Appeal of the State of California

IN AND FOR THE
Fifth Appellate District

COURTROOM PROCEEDINGS

The court met in its courtroom at 10:00 A.M. Present: Honorable Thomas A. Harris, Acting Presiding Justice; Honorable Betty L. Dawson, Associate Justice; and Eve Sproule, Court Administrator/Clerk, by Diana Monopoli, Deputy Clerk.

F041311 Devries v. Maples

Parties stipulate that (1) Ardaiz, PJ., the absent Presiding Justice participate in the determination of this appeal, and (2) Ardaiz, PJ, to listen to the recorded oral proceedings upon his return. Cause called and argued by Mark DeVries, appellant in propria persona and by John Gallagher, Esq., counsel for respondent.

Submission deferred until Wednesday, January 7, 2004 for Ardaiz, P.J. to listen to the recording of oral argument.

At this point, Gomes, J. joins the bench.

F040840 Robinow v. San Ysidro Corporation

Cause called and argued by Thomas V. Loran, Esq., counsel for appellant and by Roger M. Mead, Esq., counsel for respondent.

Cause ordered submitted.

Court recessed until Thursday, December 18, 2003 at 10:00 A.M.

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F041122 Law Offices of George A. Boyle v. Superior Court, County of Kern; The People

Petitioner is entitled to appropriate relief. (Code Civ. Proc., § 1085; Whitney's at the Beach v. Superior Court (1970) 3 Cal.App.3d258, 266.) A preemptory writ of mandate is proper and should issue. (Code Civ., Proc., § 1088; Palma v. U.S. Industrial Fasteners, Inc. (1984) 36 Cal.3d 171, 178.)

Let a preemptory writ of mandate issue directing the Kern County Superior Court to hold a hearing in Kern County Superior Court action In re Search Warrant, 103317 on or before 30 days from the date of this order. At such hearing, the superior court is to take evidence and have prepared for the court and the parties, a specific, detailed and typewritten list of all items seized from the law office and the residence, and thereafter set a hearing for petitioner's motion for return of property pursuant to section 1524, subdivision (c)(2).

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F042751 People v. Scott
Cause submitted.

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- F042751 People v. Scott**
The judgment is affirmed.
By the Court.
[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]
- F044085 Mario S. v. The Superior Court of Stanislaus County; Stanislaus Co**
The petition for extraordinary writ is denied. The opinion is final
forthwith as to this court.
By the Court.
[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]
- F040959 Barbour, et al. v. Sierra Sky Park Property Owners Association, et al.**
The judgment is affirmed. Dibiaso, Acting P.J.
We concur: Buckley, J.; Gomes, J.
[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]
- F043994 In re Kendall G., a Minor**
No brief or request for extension of time having been filed, IT IS
HEREBY ORDERED that the appeal in the above-entitled action is
dismissed.
- F044173 In re Josiah Z. et al., Minors**
No letter brief having been filed, IT IS HEREBY ORDERED that
the appeal in the above-entitled action is dismissed.
- F043927 In re Isaiah Z., a Minor**
IT IS HEREBY ORDERED that the appeal in the above-entitled
action is dismissed.
- F042160 Gallant v. Micelli**
Appellant having filed an abandonment and/or request for
dismissal of appeal, IT IS HEREBY ORDERED that the appeal in the
above-entitled action is dismissed.
- F040258 People v. Hendirx**
The judgment is affirmed. Dibiaso, Acting P.J.
We concur: Vartabedian, J.; Cornell, J.
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